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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue
Seattle, Washington 98101

54 DEC 2007

Reply To
Attn Of: ORC-158

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Pamela Mull
Vice President and General Counsel
Potlatch Corporation
601 W. First Avenue, Suite 1600
Spokane, Washington 99201

Re: Request for Information Pursuant to Section 104(e) of CERCLA, for the Avery
Landing Superfund Site, Avery, Idaho

Dear Ms. Mull:

This letter requires you to provide information and documents pursuant to the Comprehensive, Environmental Response, Compensation and Liability Act, 42 U.S.C. Section 9604 ("CERCLA") relating to the environmental conditions at, and cleanup of the Avery Landing Superfund Site located in Shoshone County, Idaho ("Site"). EPA has documented the release or threatened release of hazardous substances at the Site. EPA has spent public funds on actions to investigate and control such releases or threatened releases at the Site.

REQUEST FOR INFORMATION

Pursuant to the authority of Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), you are required to respond to the Information Request set forth in the Enclosure to this letter.

Failure to provide a complete truthful response to this Information Request within thirty (30) days of your receipt of this letter, or to adequately justify such failure to respond, may subject you to an enforcement action by EPA pursuant to Section 104(e) of CERCLA. The statute permits EPA to seek the imposition of penalties of up to thirty-two thousand five hundred dollars (\$32,500) for each day of non-compliance.

Please note that responses which are incomplete, ambiguous, or evasive may be treated as non-compliance with this Information Request. Provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

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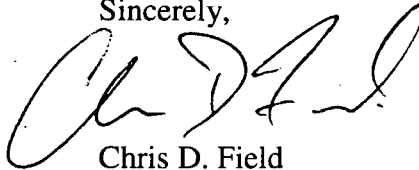
Your response to this Information Request should be mailed to:

United States Environmental Protection Agency, Region 10
Janet Magnuson
Office of Regional Counsel
1200 Sixth Ave., Suite 900, ORC-158
Seattle, Washington 98101

If you have questions concerning this letter or the Site, please contact Grechen Schmidt (206) 553-1813. Any communication by any attorney on your behalf should be directed to Janet Magnuson, EPA Office of Regional Counsel, at (206) 553-1797.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris D. Field", written over a horizontal line.

Chris D. Field
Emergency Response Unit
Office of Environmental Cleanup

ENCLOSURE A

INFORMATION REQUEST

INSTRUCTIONS AND DEFINITIONS

1. Answer Every Question Completely. Provide a separate narrative response to each and every question and subpart of a question set forth in this Information Request. If information responsive to this Information Request is not in your possession, custody or control, then identify the persons from whom such information may be obtained. For each such person, provide the name, last known or current address, telephone number, and affiliation with you, your company, and/or the Site.
2. Number Each Answer and Each Document. Precede each answer with the number of the question to which it corresponds. For each document produced in response to this Information Request, indicate on the document, or in some other reasonable manner, the number of the question to which it corresponds.
3. Provide the Best Information Available. Provide responses to the best of your ability, even if the information sought was never put down in writing or if the written documents no longer are available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to you will be considered non-compliance with this Information Request.
4. Identify Sources of Answer. For each question, identify all the persons and documents that you relied on in producing your answer.
5. Continuing Obligation to Provide/Correct Information. If additional information or documents responsive to this Information Request become known or available to you after you respond to this Information Request, you must, pursuant to CERCLA Section 104(e), supplement your response to EPA. Moreover, should you find, at any time after submission of your response, that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide EPA with a corrected response.
6. Scope of Request. The scope of this request includes all information and documents independently developed or obtained by research on the part of your company, its attorneys, consultants or any of their agents, consultants or employees.
7. Withholdings and Objections. To the extent that there are any documents that are responsive to this Information Request that you are withholding for any reason, you should identify the document and state your basis for withholding the document. If you have objections to some or all of the questions contained within this Information Request,

you are still required to respond to each question.

8. Personal Privacy Information. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy should be segregated from your responses and marked as "Personal Privacy Information."

9. Disclosure of Confidential Information. EPA is requesting this information pursuant to CERCLA Section 104(e). EPA has the authority to use the information requested in this letter in administrative, civil or criminal actions. You may assert a business confidentiality claim covering all or part of the information requested in this letter, as provided in 40 Code of Federal Regulations ("C.F.R.") § 2.203(b). If you make a claim of confidentiality for any of the information you submit to EPA, you must substantiate that claim. For each document, your substantiation must separately address the following points enumerated in 40 C.F.R. § 2.204(e):

- a. The portions of the information alleged to be entitled to confidential treatment;
- b. The period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event or permanently);
- c. Measures taken by you to guard against the undesired disclosure of the information to others;
- d. The extent to which the information has been disclosed to others and the precautions taken in connection therewith;
- e. Pertinent confidentiality determinations, if any, by EPA or other federal agencies and a copy of any such determinations or reference to them; and
- f. Whether you assert that disclosure of the information would be likely to result in substantial harmful effects on your business' competitive position, and, if so, what those harmful effects would be, why they should be viewed as substantial and an explanation of the causal relationship between disclosure and such harmful effects.

To make a confidentiality claim, please stamp or type "confidential" on each page of any confidential responses and any related confidential documents. Confidential portions of otherwise non-confidential documents should be clearly identified. Where applicable, you should also indicate a date, if any, after which the information need no longer be treated as confidential. You must also include the information necessary to substantiate your claim (as described above). Please enclose all material identified as confidential in a separate envelope. For all information not clearly marked as confidential, EPA will consider any confidentiality claim to be waived, and this information may be made publicly available without further notice.

All confidentiality claims are subject to EPA verification and must be made in accordance with 40 C.F.R. § 2.08, which provides in part that you satisfactorily show that

you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so, and that it is not and has not been obtainable by legitimate means without your consent.

10. Disclosure to EPA's Authorized Representatives. Information which you submit in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. § 2.310(h), even if you assert that all or part of it is confidential business information. EPA may provide this information to its contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If you are submitting information which you assert is entitled to treatment as confidential business information, you may comment on this intended disclosure within 14 days of receiving this Information Request.

DEFINITIONS

The following definitions shall apply to the words appearing in this Information Request.

1. The term "person" has the same definition as Section 101(21) of CERCLA: an individual, firm, corporation, association, partnership, consortium, joint venture, commercial entity, United States Government, State, municipality, commission, political subdivision of a State or any interstate body.

2. The terms "Site" or "facility" means the Avery Landing Superfund Site located in the St. Joe River valley in Northern Idaho, approximately one mile west of the town of Avery, Idaho in Shoshone County. The Site is generally located directly adjacent to the St. Joe River to the south and Highway 50 to the north. The Site includes, but is not limited to, the property currently owned by Margie and Larry Bentcik, located in Section 15, Township 45N, Range 5E, Lot 3100, and the property currently owned by Potlatch Corporation, located in Section 16, Township 45N, Range 5E, Lot 2000.

3. The term "property interest" means any interest in real property including but not limited to any ownership interest, an easement, a deed, a lease, a mining claim, any interest in the rental of property, any interest in a corporation that owns or rents or owned or rented property, and any interest as either the trustee or beneficiary of a trust that owns or rents, or owned or rented property.

4. The terms "you" "your" or "Respondent" refer to the addressee of this Information Request, Potlatch Corporation.

5. The term "hazardous substance" shall have the same definition as that contained in Subsection 101(14) of CERCLA, and includes any mixtures of such hazardous substances with any other substances, including petroleum products. The hazardous substances are listed at 40 C.F.R. § 302.4.

6. The term "pollutant or contaminant" has the same definition as Section 101(33) of CERCLA, and includes any mixtures of pollutants and contaminants with any other substances. Petroleum products mixed with pollutants and contaminants are also included.

7. The term "materials" means all substances that have been generated, treated, stored, or disposed of or otherwise handled at or transported to the Avery facility, including but not limited to all hazardous substances, pollutants, contaminants, hazardous wastes, and solid wastes.

8. The term "hazardous material" means all hazardous substances, pollutants or contaminants, as defined above.

9. The term "identify" means, with respect to an individual person, the person's name, business address, business telephone number, home address, and person's title, position, or business.

10. The term "identify" means, with respect to a corporation, partnership, business trust, other association or business entity (including sole proprietorship) the full name, address, legal form of organization (e.g. corporation, partnership, etc.), if any, and a brief description of the business.

11. The term "identify" means, with respect to a document, its normal business description, its date, its number, if any (e.g., invoice or purchase order number), the identity of the author, addressee, addressee or recipient, and substance or the subject matter.

12. The term "release" has the same definition as Section 101(22) of CERCLA and includes any spilling, leaking, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substances or pollutant or contaminant.

13. The terms "document" or "documents" means any object that records, stores, or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting. It includes any invoice, manifest, bill of lading, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, correspondence, record books, minutes, memoranda of telephone and other conversations including meetings, agreements and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular, form, pamphlet, statement, journal, postcard, letter, telegram, telex, report, notice, message, analysis, comparison, graph, chart, interoffice or intra office communications, photostat or other copy of any documents, microfilm or other film record, photograph, sound recording on any tape or device, any punch card, disc or disc pack; any tape or other tape of memory generally associated with computers and data processing (together with the programming instructions and other written material necessary to use punch card, disc, or disc pack, tape or other type of memory and together with printouts of such punch card, disc, or disc pack, tape or other type of

memory); and (a) every copy of each document that is not an exact duplicate of another document produced; (b) every copy that has any writing, figure or notation, annotation, or the like on draft; (c) attachments to or enclosures with each document, and; (d) every document referred to in any other document.

14. The terms "and" and "or" shall be construed either disjunctively or conjunctively to bring within the scope of this Information Request any information which might be construed to be outside its scope.

15. Words in the masculine shall be construed in the feminine, and vice versa and words in the singular shall be construed in the plural, and vice versa, to bring within the scope of this Information Request any information that might be construed to outside the scope.

16. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, or 40 C.F.R. Part 300, in which case the statutory or regulatory definitions shall apply.

ENCLOSURE B

INFORMATION REQUEST QUESTIONS

1. Identify the current owner(s) and/or operator(s) of the Site. State the dates during which the current owner(s) and/or operator(s) owned, operated or leased any portion of the Site and provide copies of all documents evidencing or relating to such ownership, operation or lease, including but not limited to purchase and sale agreements, deeds, leases, etc.
2. Identify any legal or equitable interest that you now have, or previously had in the Site. Include information regarding the nature of such interest; when, how, and from whom such interest was obtained; and when, how, and to whom such interest was conveyed. In addition, submit copies of all instruments evidencing the acquisition or conveyance of such interest.
3. Did you acquire or operate the Site or any portion of the Site after the disposal or placement of hazardous substances on, or at the Site? Describe all of the facts on which you base the answer to the preceding question.
4. At the time you acquired or operated the Site, did you know or have reason to know that any hazardous substance was disposed of on, or at the Site? Describe all investigations of the Site you undertook prior to acquiring the Site and all of the facts on which you base the answer to the preceding question.
5. Identify all prior owners of the Site. For each prior owner, further identify:
 - a. The dates of ownership;
 - b. All evidence showing that they controlled access to the Site; and
 - c. All evidence that a hazardous substance, pollutant, or contaminant, was released or threatened to be released at the Site during the period that they owned the Site.
6. Identify all prior operators of the Site. For each prior operator, further identify:
 - a. The dates of operation;
 - b. The nature of prior operations at the Site;
 - c. All evidence that they controlled access to the Site; and
 - d. All evidence that a hazardous substance, pollutant, or contaminant was released or threatened to be released at or from the Site and/or its solid waste units during the period that they were operating the Site.
7. Describe the nature of your activities or business at the Site, with respect to purchasing, receiving, processing, storing, treating, disposing, or otherwise handling hazardous substances or materials at the Site.

8. Did you ever use, purchase, generate, store, treat, dispose, or otherwise handle at the Site any hazardous substances? If the answer to the preceding question is anything but an unqualified "no," identify:

- a. In general terms, the nature and quantity of the non-hazardous substances so transported, used, purchased, generated, stored, treated, disposed, or otherwise handled.
- b. The chemical composition, characteristics, physical state (e.g., solid, liquid) of each hazardous substance so transported, used, purchased, generated, stored, treated, disposed, or otherwise handled.
- c. The persons who supplied you with each such hazardous substance.
- d. How each such hazardous substance was used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you.
- e. When each such hazardous substance was used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you.
- f. Where each such hazardous substance was used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you.
- g. The quantity of each such hazardous substance used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you.

9. Provide information about the Site, including but not limited to the following:

- a. Property boundaries, including a written legal description;
- b. Location of underground utilities (telephone, electrical, sewer, water main, etc.);
- c. Location and descriptions of any easements;
- d. Surface structures (e.g., buildings, tanks, etc.);
- e. Groundwater wells, including drilling logs;
- f. Storm water drainage system, and sanitary sewer system, past and present, including septic tank(s), subsurface disposal field(s), and other underground structures; and where, when and how such systems are emptied;
- g. Any and all additions, demolitions or changes of any kind on, under or about the Site, its physical structures or to the property itself (e.g., excavation work); and any planned additions, demolitions or other changes to the site; and
- h. All maps and drawings, including as-built drawings, of the Site in your possession.

10. Provide all reports, information or data related to soil, water (ground and surface), or air quality and geology/hydrogeology at and about the Site. Provide copies of all documents containing such data and information, including both past and current aerial photographs as well as documents containing analysis or interpretation of such data.

11. Describe the care you exercised with respect to the hazardous substances found at the Site.

12. Identify all leaks, spills, or releases into the environment of any hazardous substances, pollutants, or contaminants that have occurred at or from the Site. In addition, identify:

- a. When such releases occurred;
- b. How the releases occurred (e.g. when the substances were being stored, delivered by a vendor, transported or transferred (to or from any tanks, drums, barrels, or recovery units), and treated).
- c. The amount of each hazardous substances, pollutants, or contaminants so released;
- d. Where such releases occurred;
- e. Any and all activities undertaken in response to each such release or threatened release, including the notification of any agencies or governmental units about the release.
- f. Any and all investigations of the circumstances, nature, extent or location of each release or threatened release including, the results of any soil, water (ground and surface), or air testing undertaken; and
- g. All persons with information relating to these releases.

13. Has any contaminated soil ever been excavated or removed from the Site? Unless the answer to the preceding question is anything besides an unequivocal "no", identify:

- a. Location of excavation;
- b. Amount of soil excavated;
- c. Manner and place of disposal and/or storage of excavated soil;
- d. Dates of soil excavation;
- e. Identity of persons who excavated or removed the soil;
- f. Reason for soil excavation;
- g. Whether the excavation or removed soil contained hazardous substances and why the soil contained such substances;
- h. All analyses or tests and results of any analyses of the soil that was removed from the Site;
- i. All persons, including contractors, with information about (a) through (h) of this request.

14. Provide information and documentation concerning all inspections, evaluations, safety audits, correspondence and any other documents associated with the conditions, practices, and/or procedures at the Site concerning insurance issues.

15. Information from the Federal Highway Administration indicates that Potlatch Corporation removed a large (500,000 gallon) above-ground petroleum storage tank in the 1980s. Provide information and documentation concerning this tank including the

former location of the tank, the removal of the tank, and the disposal of the tank and its contents.

16. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question contained herein, or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.